

#13/Notice of Appeal  
TMCBETH-0002  
002 1/14/04

002

1/14/04

Attorney's Docket No.: 07575-034001

RECEIVED  
CENTRAL FAX CENTER

JAN 09 2004

OFFICIAL

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bhanjois, et al.

Art Unit : 2127

Serial No. : 09/408,149

Examiner : Ali, Syed J.

Filed : September 29, 1999

Title : MICROKERNEL FOR REAL TIME APPLICATIONS

**MAIL STOP AF**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated September 9, 2003, finally rejecting claims 1-33.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 1 month(s) to and including January 9, 2004 is enclosed.

Please charge Deposit Account No. 06-1050 the amount of \$165 for the appeal fee.

Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,



Kelvin M. Vivian  
Reg. No. 53,727

Date: 1-9-04

01/14/2004 TMCBETH 0000001 061050 09408149

02 FC:2401 Fish & Richardson P.C.  
 500 Arguello Street, Suite 500  
 Redwood City, California 94063  
 Telephone: (650) 839-5070  
 Facsimile: (650) 839-5071

50193430.doc

## CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

January 9, 2004

Date of Transmission

Signature



Nikia M. Mc Nillion

Typed or Printed Name of Person Signing Certificate